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RESPONSE UNDER
37 C.F.R. §1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1700-2701

PATENT
2520-109P
OW

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants: Fumiki MORIMATSU et al. Conf.: 2745
Serial No.: 08/952,475 Art Unit: 1761
Filed: March 9, 1998 Examiner: A. Corbin
For: MEAT PRODUCT HAVING EFFECT OF INHIBITING
INCREASE IN BLOOD CHOLESTEROL

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

RECEIVED

NOV 26 2001

November 16, 2001
TC 1700

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated May 16, 2001 (Paper No. 16), of the Primary Examiner finally rejecting claims 3, 4, 7, 10-13, 16, and 17.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. §1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$920.00 is required for the full period of the above-requested extension of time.

☐ An extension of _____ () month(s) for responding to the Final Rejection was previously requested and paid for on _____. Thus a fee of \$0.00 is required to obtain an additional _____ () month(s) for filing the Notice of Appeal.

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320.00 OP

☐ Applicant claims small-entity status. See 37 C.F.R. §1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$320.00

☐ Small Entity - \$160.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$1,240.00.

Payment of the above TOTAL FEE is being made in the following manner:

☒ Checks in the amount of \$920 and \$320 are enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17, particularly extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By *Gerald M. Murphy, Jr.* 28,781
Reg. No. 28,977

2520-109P

GMM:RG:rk

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